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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

To amend title XIX of the Social Security Act to exclude certain gambling winnings from monthly income under the community engagement requirement under the Medicaid program.

IN THE HOUSE OF REPRESENTATIVES

Mr. HARRIGAN introduced the following bill; which was referred to the Committee on _____

A BILL

To amend title XIX of the Social Security Act to exclude certain gambling winnings from monthly income under the community engagement requirement under the Medicaid program.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the ''No Gambling for Medicaid Act''.

SEC. 2. EXCLUSION OF CERTAIN GAMBLING WINNINGS FROM MONTHLY INCOME UNDER COMMUNITY ENGAGEMENT REQUIREMENT FOR APPLICABLE INDIVIDUALS.

Section 1902(xx) of the Social Security Act (42 U.S.C. 1396a(xx)) is amended—

(1) in paragraph (2)(F), by inserting ", excluding covered gambling winnings," after "monthly income";

(2) in paragraph (2)(G), by inserting ", excluding covered gambling winnings," after "monthly income"; and

(3) in paragraph (9), by adding at the end the following new subparagraph:

"(E) COVERED GAMBLING WINNINGS.—

"(i) IN GENERAL.—The term 'covered gambling winnings' means any prize, award, or income derived from a bet or wager, except a bet or wager that is engaged in as a trade or business activity.

"(ii) BET OR WAGER.—For purposes of clause (i), the term 'bet or wager' has the meaning given such term in section 5362 of title 31, United States Code.

"(iii) TRADE OR BUSINESS ACTIVITY.—For purposes of clause (i), the term

‘trade or business activity’ means an activity that an individual engages in—

‘‘(I) for the primary purpose of income or profit; and

‘‘(II) with continuity and regularity.’’.